

January 13, 1937

Mr. Charles P. Mullen
State Land Commissioner
Capitol Annex Building
Phoenix, Arizona

Dear Sir:

In reply to your letter dated December 22, 1936, addressed to Elmer C. Coker, requesting a written opinion on the question of whether rentals collected by your department for lands that had been leased, as well as filing and issuance fees, should be refunded by you to the lessees because of the fact that the General Land Office had rejected your application for the lands, it is the opinion of this office that the lessees are not entitled to any refund of the rents which have already been paid, or the filing and issuance fees which have been paid.

We have been unable to find anything in the state land code governing this matter, but under the general law pertaining to landlord and tenant we believe that the lessees cannot dispute your right to retain the rents and filing fees.

Very truly yours,

JOE CONWAY
Attorney General

APPROVED:

EDWARD P. CLINE
Assistant Attorney General

Special Assistant
Attorney General

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